

To: Clerk of the United States Bankruptcy Court for the Southern District of New York  
From: Gerald Login

I disagree with the determination of my claim in Bankruptcy Case No. 08-1789 (BRL)

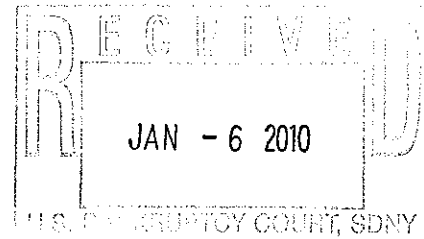
I was a partner of P & S General Partnership, which invested all of its funds with Bernard L. Madoff Investment Securities LLC. I lost well over \$500,000 when the Ponzi scheme came to light. I have enclosed the phony November 30, 2008 statements received by the partnership from Bernard L. Madoff Investment Securities LLC. and statements from the Partnership showing my doomed participation. I desire a hearing for this controversy because I believe I am entitled to SIPC funds.

For your information my retirement savings were wiped out. I am unemployed and have been seeking unemployment, but at age 72, and in this difficult economy, I have not had success. I cannot live on the money I receive from Social Security.

Please let me know when a hearing date has been set. Thank you very much for your attention to this matter.

Gerald Login  
355 South End Ave. Apt 22A  
New York, NY 10280

*Gerald Login 1/5/10*



**BERNARD L. MADOFF INVESTMENT SECURITIES LLC**

In Liquidation

**DECEMBER 11, 2008<sup>1</sup>**

**NOTICE OF TRUSTEE'S DETERMINATION OF CLAIM**

December 8, 2009

GERALD LOGIN  
355 SOUTH END AVE #22A  
NEW YORK, NY 10280

Dear GERALD LOGIN:

**PLEASE READ THIS NOTICE CAREFULLY.**

The liquidation of the business of BERNARD L. MADOFF INVESTMENT SECURITIES LLC ("BLMIS") is being conducted by Irving H. Picard, Trustee under the Securities Investor Protection Act, 15 U.S.C. § 78aaa *et seq.* ("SIPA"), pursuant to an order entered on December 15, 2008 by the United States District Court for the Southern District of New York.

The Trustee has made the following determination regarding your claim designated as Claim No. 005909:

Based on a review of available books and records of BLMIS by the Trustee's staff, you did not have an account with BLMIS. Because you did not have an account, you are not a customer of BLMIS under SIPA as that term is defined at 15 U.S.C. § 78fff (2). Accordingly, your Claim for securities and/or a credit balance is **DENIED**.

**PLEASE TAKE NOTICE:** If you disagree with this determination and desire a hearing before Bankruptcy Judge Burton R. Lifland, you **MUST** file your written opposition, setting forth the grounds for your disagreement, referencing Bankruptcy Case No. 08-1789 (BRL) and attaching copies of any documents in support of your position, with the United States Bankruptcy Court **and** the Trustee within **THIRTY DAYS** after December 8, 2009, the date on which the Trustee mailed this notice.

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<sup>1</sup> Section 78fff(7)(B) of SIPA states that the filing date is "the date on which an application for a protective decree is filed under 78eee(a)(3)," except where the debtor is the subject of a proceeding pending before a United States court "in which a receiver, trustee, or liquidator for such debtor has been appointed and such proceeding was commenced before the date on which such application was filed, the term 'filing date' means the date on which such proceeding was commenced." Section 78fff(7)(B). Thus, even though the Application for a protective decree was filed on December 15, 2008, the Filing Date in this action is on December 11, 2008.

08:01:700 ccm D-1385 Filed 01/06/10 Entered 01/07/10 10:43:53 Main Document  
**PLEASE TAKE FURTHER NOTICE:** If you do not properly and timely file a written  
opposition, the Trustee's determination with respect to your claim will be deemed  
confirmed by the Court and binding on you.

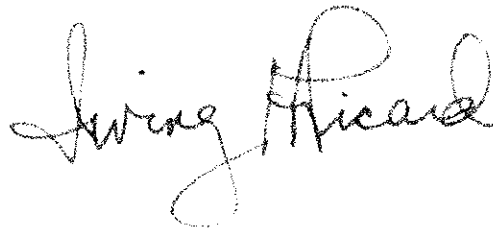
**PLEASE TAKE FURTHER NOTICE:** If you properly and timely file a written  
opposition, a hearing date for this controversy will be obtained by the Trustee and you  
will be notified of that hearing date. Your failure to appear personally or through  
counsel at such hearing will result in the Trustee's determination with respect to your  
claim being confirmed by the Court and binding on you.

**PLEASE TAKE FURTHER NOTICE:** You must mail your opposition, if any, in  
accordance with the above procedure, to each of the following addresses:

Clerk of the United States Bankruptcy Court for  
the Southern District of New York  
One Bowling Green  
New York, New York 10004

and

Irving H. Picard, Trustee  
c/o Baker & Hostetler LLP  
Attn: Claims Department  
45 Rockefeller Plaza  
New York, New York 10111



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**Irving H. Picard**

Trustee for the Liquidation of the Business of  
Bernard L. Madoff Investment Securities LLC